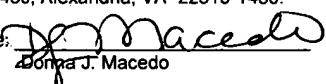


I hereby certify that this paper (along with any paper referred to as being attached or enclosed) is being deposited with the U.S. Postal Service on the date shown below with sufficient postage as First Class Mail, in an envelope addressed to:  
Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

Signature:   
Donna J. Macedo

Docket No.: 249.P2  
(PATENT)

AF  
IPW

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of:  
Mark W. Becker et al.

Application No.: 10/785,497

Confirmation No.: 9922

Filed: February 24, 2004

Art Unit: 1657

For: PRODRUGS OF PHOSPHONATE  
NUCLEOTIDE ANALOGUES AND  
METHODS FOR SELECTING AND MAKING  
SAME

Examiner: P. C. Martin

### NOTICE OF APPEAL

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Dear Sir:

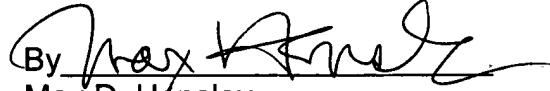
Applicant hereby appeals to the Board of Appeals from the decision of the Patent Examiner dated October 24, 2007, finally rejecting claims 1, 3-13, and 15-17 of the above-identified patent application.

Please charge our Deposit Account No. 07-1250 in the amount of \$510.00 covering the fee set forth in 37 CFR 41.20(b)(1).

The Director is hereby authorized to charge any deficiency in the fees filed, asserted to be filed or which should have been filed herewith (or with any paper hereafter filed in this application by this firm) to our Deposit Account No. 07-1250, under Order No. 249.P2. A duplicate copy of this paper is enclosed.

Dated: April 4, 2008

Respectfully submitted,

By 

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